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Part IV

Department of the Interior

Bureau of Land Management

Federal Installations; Implementation of Section 3(e) of the Alaska Native Claims Settlement Act; Final Rule

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 2650

[Circular No. 2478]

Federal Installations; Implementation of Section 3(e) of the Alaska Native Claims Settlement Act

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rulemaking.

SUMMARY: This final rulemaking provides the procedures to be used by the Secretary of the Interior to carry out the provisions of section 3(e) of the Alaska Native Claims Settlement Act. The procedure will be used to determine which lands held by Federal departments or agencies were in actual use during the time prescribed in the Act and which such lands were not in actual use and can be conveyed to Native Corporations under the Act.

EFFECTIVE DATE: November 21, 1980.

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SUPPLEMENTARY INFORMATION: On September 18, 1979, proposed rulemaking was published in the **Federal Register** (44 FR 54254). Comments were invited for 60 days ending November 19, 1979. Written responses were received from the State of Alaska, the Department of Transportation, the Alaska Railroad, Alaska Federation of Natives, Inc., Bering Straits Native Corporation, Bristol Bay Native Corporation, Calista Corporation, Choggiung, Chugach Natives, Inc., Eklutna Inc., Galena, Gana-a' yoo, Ltd., Holy Cross, Koniag, Inc., Interior Village Association, Northway, Sealaska Corporation, Unalakleet Native Corporation and Yak-Tat Kwaan, Inc. These responses have been reviewed and analyzed.

Generally, those who commented expressed the opinion that the proposed rulemaking was necessary in order to carry out the Congressional intent of section 3(e) of the Alaska Native Claims Settlement Act. This rulemaking sets up the general guidelines under which the Department of the Interior will determine which lands held by Federal agencies are available for conveyance to Native corporations under this part. It is important to note that the status of each tract will be addressed by the Bureau of Land Management on a case-by-case basis. It is impossible in one rulemaking to take into account all of the individual issues which could affect section 3(e) determinations. For this reason, the final rulemaking does not contain specific examples.

The comments also recommended specific changes that would make the final rulemaking clearer and more understandable. The following discussion summarizes the comments and suggestions received on a section-by-section basis.

Authority

It was suggested that the word "certain" be deleted from the phrase "certain Federal installations in Alaska" as it appeared in the proposed rulemaking. As explained in the section on "lands subject to determination", the provisions of section 3(e) of the Alaska Native Claims Settlement Act and this rulemaking apply to Federal installations located within areas withdrawn by sections 11(a)(1), 16(a), or 16(d) or selected in accordance with section 14(h)(8)(B). Since the Federal lands subject to determination are specifically identified in the final rulemaking, the word "certain" has been deleted.

Definitions

This section received the largest number of comments, generally suggesting that the definitions were incomplete or unclear. After careful analysis and in response to comments, the definitions section of the final rulemaking defines three terms—"holding agency", "appropriate selection period" and "State Director". Other terms which appeared in the definitions section of the proposed rulemaking are now contained in a new section, "Criteria for determination". The term "smallest practicable tract" is contained in the Authority section, which uses that term as it is used in the Alaska Native Claims Settlement Act.

A definition of the term "holding agency" has been added. The term was added in response to a comment that the agency actually controlling the lands may not necessarily be the agency which was using the lands on December 18, 1971. The term "Federal installation" as used in the proposed regulations defined the lands subject to determination and is now addressed in the section on "Criteria for determination".

The term "appropriate selection period" was added as suggested by one comment, in order to avoid the questions raised by § 2655.1(c) (1), (2) and (3) in the proposed rulemaking, which listed specific time periods for selection. Since the Alaska Native Claims Settlement Act itself, its implementing regulations and subsequent congressional enactments, list the appropriate selection periods for Native corporations, it is unnecessary to include that information in this final rulemaking. This will avoid amending the regulations each time Congress acts on selection periods. The third definition added to the final rulemaking is "State Director" which means Director, Alaska State Office, Bureau of Land Management.

Lands Subject to Determination

This section of the proposed rulemaking drew a few comments which pointed out three omissions in the first paragraph of the section. First, there is no mention of Federal department or agency lands located within the areas withdrawn; second, the withdrawal authorities cited should include section 16(d) of the Alaska Native Claims Settlement Act; and third, there is no reference in the paragraph to selections made by the regional corporation for southeast Alaska under section 14(h)(8)(B) of the Act. These omissions have been corrected. The final rulemaking does not include a reference to section 11(a)(3) of the Act as suggested in some comments. This change is not appropriate since determinations pursuant to section 3(e) of the Act do not apply to lands withdrawn under section 11(a)(3). As explained above, several comments questioned the need for stating specific selection periods and this has been deleted.

Criteria for Determination

This section has been added to further clarify the procedures for making a determination and clarify some of the misunderstanding expressed in the comments on the definitions section. Almost all of the comments found the definitions section of the proposed rulemaking unclear. Therefore, the final rulemaking has been redrafted to reflect the three criteria which the Bureau of Land Management will use in order to make a 3(e) determination as to whether the lands are public lands and, thus, subject to conveyance to a Native corporation. These criteria, which were previously reflected but not expressly stated in the definitions section are: (1) Nature and time of use, (2) area to be retained by the Federal agency, and (3) interest to be retained by the Federal agency. Each point will be discussed individually.

(1) Nature and time of use—This criterion derives from § 2655.0–5(a)(1) in the proposed rulemaking and sets out three provisions. The first is that the use must be for a purpose "directly and necessarily connected with a Federal agency as of December 18, 1971". The comments suggested this language would more clearly reflect the intent of section 3(e) than the language in the proposed rulemaking.

The second provision is that the activity must be continuous, depending on the type of use, throughout the appropriate selection period. Two aspects of this provision need to be addressed. The final rulemaking provides that use by the agency during the entire selection period is necessary in order for the lands to be exempt from Native selection. This provision represents a compromise between those comments which favored establishing each agency's use solely on the basis of use on December 18, 1971, and those comments which expressed the view that use at any time during the appropriate selection period and, in some cases, proposed or future use, should make the lands subject to retention by the agency. The provision that use should be continuous, considering the type of use, reflects this compromise.

The third provision is that the agency claiming the land, if different from the agency using the land on December 18, 1971, must have a similar function to that of the original using agency. Again, this portion of the final rulemaking serves to assure that ongoing agency activities are not disrupted, while at the same time precluding Federal agencies performing new and different functions from asserting rights superior to the selecting Native corporations.

(2) Area to be retained by the Federal agency—This criterion derives from §§ 2655.0–5 (a) and (b) in the proposed rulemaking. The first subsection of this section of the final rulemaking states that the area which the Federal agency can retain shall be no bigger than reasonably necessary to support the agency's use. This provision responds to those comments which found inclusion of this provision in the definitions section confusing and repetitive; and further clarifies "smallest practicable tract". The next subsection requires that the tract in question be described in appropriate terms (i.e. by the U.S. survey, smallest aliquot part, metes and bounds or protraction diagram). This provision comes from § 2655.2(a)(2) of the proposed rulemaking and responds to comments which requested an explanation. The third provision lists those types of agency use which fall within the definition of section 3(e), i.e. "land actually used in connection with the administration of Federal installations." This provision is essentially a restatement of §§ 2655.0–5 (a) and (b) in the definitions section of the proposed rulemaking in response to those comments which objected to the inclusion of these items in the definitions section. Improved lands, in subparagraph (A) of § 2655.2(b)(3) are a category of lands that most comments felt qualified as actually being used. Some comments thought subparagraph (B) of that section, concerning buffer zones, should be omitted. However, the regulation reflects the comments which felt that reasonable buffer zones were legitimate actual uses of lands by Federal agencies under the section 3(e) definition. Subparagraph (C) includes unimproved lands used for storage as lands retainable by Federal agencies. It is another clarification of § 2655.0–5(a)(1) of the proposed rulemaking in response to comments.

There were many comments on subparagraph (D) of § 2655.2(b)(3) of the proposed rulemaking concerning gravel. The final rulemaking states that lands containing gravel can be retained by the agency if the use is in direct connection with the agency's purpose. In response to comments which found the proposed rulemaking's "immediate future" standard not justified by the statutory definition nor administratively practical, the Department of the Interior uses the end of the appropriate selection period. This is consistent with the section on "Nature and time of use" as applied to all other Federal lands. Again, this provision reflects a compromise between those comments which indicated the agency's use should be limited to those occurring on December 18, 1971, and those comments which suggested that some uses could extend to an indefinite time in the future.

Subparagraph (E) of § 2655.2(b)(3) is a restatement of §§ 2655.0–5 (a)(3) and (b) of the proposed rulemaking. Agencies will be able to retain lands used by a third party which are directly connected to the holding agency's purposes, but lands used primarily to derive revenue will be available for Native selection.

Although two comments objected to wording in the proposed rulemaking that excludes from lands actually used, those lands which produce revenues for the holding agency if such revenue production can be defined as falling within the mandate of their statutory authority, this language has been retained. The statutory mandates can be interpreted so broadly as to cover almost any kind of revenue production, thereby defeating the intent of the Alaska Native Claims Settlement Act.

(3) *Interest to be retained by Federal agency.* This provision deals with the issue raised in § 2655.2(c)(2) of the proposed rulemaking, namely when easements will be retained and under what authority. In most instances, the holding agency shall retain a full fee interest in the tract; however, the Department has determined that rights-of-way and electronic, light or visibility clear zones may be reserved as easements under section 17(b) of ANCSA and BLM's regulations 43 CFR 2650.4–7. This is consistent with the authority and the intent of section 16(b) of ANCSA and will fully protect the Federal interest. The consultation provisions for section 17(b) easements will govern in the cases where easements are reserved.

Determination Procedures

This section has been amended to remove ambiguities and thus make the procedure easier for the public, Federal agencies and the Bureau of Land Management to understand and follow. Paragraph (a) has been reworked as suggested by comments. It incorporates information contained in the first two sentences of § 2655.2 and paragraphs (d) and (f) of the proposed rulemaking concerning notice, submission of information and time extensions. Two changes were made. At the request of one comment, the information, including maps, should be furnished in triplicate for administrative convenience. As a result of several comments, the final rulemaking provides that the State Director shall provide copies of the information submitted by the holding agency to affected Native corporations.

Another change from the proposed rulemaking is the provision for time extensions of 60 rather than 90 days. Several comments objected to the granting of a 90-day extension saying that it would unduly delay the decision process, while others opposed any extensions. Therefore, the final rulemaking provides for a 60-day extension, which should be adequate for completion of information gathering, yet at the same time reduce the time lag on a determination.

Paragraph (b) of the section in the final rulemaking on determination procedures is essentially the same as paragraph (a) in the proposed rulemaking concerning the information to be furnished by the agency. One change suggested by a comment was that the information be submitted for each discrete tract subject to a determination. Another suggestion was

that the list of rights, interests, or permitted uses granted to others should include the dates of issuance and expiration. This information should prove helpful in making the section 3(e) determination, and consequently the suggestion was adopted.

Paragraph (c) in the final rulemaking incorporates paragraph (g) of the proposed rule pertaining to Native comments, and provides that Native corporations have the same time period for comment as agencies do to submit information. In order to allow for delays in mailing, the time period commences from the date of receipt of the information by the Native corporation.

Paragraph (d) concerning the burden of proof on the agency is a reworking of paragraph (c)(1), the second and third sentences of paragraph (d), and paragraph (e) of the proposed rulemaking. This stipulation resulted from one comment.

Paragraph (e) is a rewrite of paragraph (h) which clarifies points of confusion on the issuance of decision documents that were raised in several of the comments.

The discussion of whether land should be retained in full fee or as an easement as provided in paragraph (c)(2) of the proposed rulemaking has been dealt with in the criteria section.

Adverse Decisions

This section is almost identical to the proposed rulemaking. One addition to paragraph (a) is that the State Director, Alaska, be notified of the Secretary's decision.

Paragraph (b) of § 2655.4 was modified because the comments suggested that baseless appeals might be filed on any determination that was objectionable to a Federal agency or a Native interest. Also, the first sentence was changed to indicate that this provision applies whether the appeal is lodged by an agency or a Native corporation.

Editorial changes and corrections have been made as necessary.

The principal author of this final rulemaking is Beaumont McClure, Alaska Program Staff, assisted by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management, and Susan Shands of the Office of the Solicitor, Department of the Interior.

Note.—The Department of the Interior has determined that this document is not a significant regulatory action requiring the preparation of a regulatory analysis under Executive Order 12044 and 43 CFR Part 14.

Under the authority of the Alaska Native Claims Settlement Act of 1971 (43 U.S.C. 1601 et seq.), a new Subpart 2655 is added to Part 2650, Group 2600, Subchapter B, Chapter II, Title 43 of the Code of Federal Regulations as set forth below.

Guy R. Martin,

Assistant Secretary of the Interior.

October 17, 1980.

Subpart 2655—Federal Installations

Sec.
2655.0-3 Authority.
2655.0-5 Definitions.
2655.1 Lands subject to determination.
2655.2 Criteria for determinations.
2655.3 Determination procedures.
2655.4 Adverse decisions.

Authority: Alaska Claims Settlement Act of 1971 (43 U.S.C. 1601 et seq.).

Subpart 2655—Federal Installation

§ 2655.0-3 Authority.

Section 3(e)(1) of the act provides that the Secretary shall determine the smallest practicable tract enclosing land actually used in connection with the administration of Federal installations in Alaska.

§ 2655.0-5 Definitions.

As used in this subpart, the term:

(a) "Holding agency" means any Federal agency claiming use of a tract of land subject to these regulations.

(b) "Appropriate selection period" means the statutory or regulatory period within which the lands were available for Native selection under the act.

(c) "State Director" means the Director, Alaska State Office, Bureau of Land Management.

§ 2655.1 Lands subject to determination.

(a) Holding agency lands located within areas withdrawn by sections 11(a)(1), 16(a), or 16(d) of the act and subsequently selected by a village or regional corporation under sections 12 or 16, or selected by the regional corporation under sections 12 or 16, or selected by the regional corporation for southeast Alaska in accordance with section 14(h)(8)(B) are subject to a determination made under this subpart.

(b) Lands in the National Park System, lands withdrawn or reserved for national defense purposes and those former Indian reserves elected under section 19 of the act are not subject to a determination under section 3(e)(1) of the act or this subpart. Lands withdrawn under section 11(a)(3) or 14(h), except 14(h)(8)(B), of the act do not include lands withdrawn or otherwise appropriated by a Federal agency and, therefore, are not subject to a determination under section 3(e)(1) of the act of this subpart.

§ 2655.2 Criteria for determinations.

Land subject to determination under section 3(e)(1) of the act will be subject to conveyance to Native corporations if they are determined to be public lands under this subpart. If the lands are determined not to be public lands, they will be retained by the holding agency. The Bureau of Land Management shall determine:

(a) Nature and time of use.

(1) If the holding agency used the lands for a purpose directly and necessarily connected with the Federal agency as of December 18, 1971; and

(2) If use was continuous, taking into account the type of use, throughout the appropriate selection period; and

(3) If the function of the holding agency is similiar to that of the Federal agency using the lands as of December 18, 1971.

(b) Specifications for area to be retained by Federal agency.

(1) Area shall be no larger than reasonably necessary to support the agency's use.

(2) Tracts shall be described by U.S. Survey (or portion thereof), smallest aliquot part, metes and bounds or protraction diagram, as appropriate.

(3) Tracts may include:

(i) Improved lands;

(ii) Buffer zone surrounding improved lands as is reasonably necessary for purposes such as safety measures, maintenance, security, erosion control, noise protection and drainage;

(iii) Unimproved lands used for storage;

(iv) Lands containing gravel or other materials used in direct connection with the agency's purpose and not used simply as a source of revenue or services. The extent of the areas reserved as a source of materials will be the area disturbed but not depleted as of the date of the end of the appropriate selection period; and

(v) lands used by a non-governmental entity or private person for a use that has a direct, necessary and substantial connection to the purpose of the holding agency but shall not include lands from which proceeds of the lease, permit, contract, or other means are used primarily to derive revenue.

(c) Interest to be retained by Federal agency.

(1) Generally, full fee title to the tract shall be retained; however, where the tract is used primarily for access, electronic, light or visibility clear zones or right-of-way, an easement may be reserved in lieu of full fee title where the State Director determines that an easement affords sufficient protection, that an easement is customary for the

particular use and that it would further the objectives of the act.

(2) Easements reserved in lieu of full fee title shall be reserved under the provisions of section 17(b) of the act and § 2650.4–7 of this title.

§ 2655.3 Determination procedures.

(a) The State Director shall make the determination pursuant to the provisions in this subpart. Where sufficient information has not already been provided, the State Director shall issue written notice to any Federal agency which the Bureau of Land Management has reason to believe might be a holding agency. The written notice shall provide that the information requested be furnished in triplicate to the State Director within 90 days from the receipt of the notice. Upon receipt of information the State Director will promptly provide affected Native corporations with copies of the documents. Upon adequate and justifiable showing as to the need for an extension by the holding agency, the State Director may grant a time extension up to 60 days to provide the information requested in this subpart.

(b) The information to be provided by the holding agency shall include the following for each tract which is subject to determination:

(1) The function and scope of the installation;

(2) A plottable legal description of the lands used;

(3) A list of structures or other alterations to the character of lands and their function, their location on the tract, and date of construction;

(4) A description of the use and function of any unaltered lands;

(5) A list of any rights, interests or permitted uses the agency has granted to others, including other Federal agencies, along with dates of issuance and expiration and copies of any relevant documents;

(6) If available, site plans, drawings and annotated aerial photographs delineating the boundaries of the installation and locations of the areas used; and

(7) A narrative explanation stating when Federal use of each area began; what use was being made of the lands as of December 18, 1971; whether any action has taken place between December 18, 1971, and the end of the appropriate selection period that would reduce the area needed, and the date this action occurred.

(c) The State Director shall request comments from the selecting Native corporation relating to the identification of lands requiring a determination. The period for comment by the Native corporation shall be as provided for the agency in § 2655.3(a) of this title, but shall commence from the date of receipt of the latest copy of the holding agency's submission.

(d) The holding agency has the burden of proof in proceedings before the State Director under this subpart. A determination of the lands to be retained by the holding agency under section 3(e) of the act and this subpart shall be made based on the information available in the case file. If the holding agency fails to present adequate information on which to base a determination, all lands selected shall be approved for conveyance to the selecting Native corporation.

(e) The results of the determination shall be incorporated into appropriate decision documents.

§ 2655.4 Adverse decisions.

(a) Any decision adverse to the holding agency or Native corporation shall become final unless appealed to the Alaska Native Claims Appeal Board in accordance with 43 CFR Part 4, Subpart J. If a decision is appealed, the Secretary may take personal jurisdiction over the matter in accordance with 43 CFR Part 4.5. In the case of appeals from affected Federal agencies, the Secretary may take jurisdiction upon written request from the appropriate cabinet level official. The requesting official, the State Director and any affected Native corporation shall be notified in writing of the Secretary's decision regarding the request for Secretarial jurisdiction and the reasons for the decision shall be communicated in writing to the requesting agency and any other parties to the appeal.

(b) When an appeal to a decision to issue a conveyance is made by a holding agency or a Native corporation on the basis that the Bureau of Land Management neglected to make a determination pursuant to section 3(e)(1) of the act, the matter shall be remanded by the Alaska Native Claims Appeals Board to the Bureau of Land Management for a determination pursuant to section 3(e)(1) of the act and these regulations: *Provided,* That the holding agency or Native corporation has reasonably satisfied the Board that its claim is not frivolous.

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AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday). This is a voluntary program. (See OFR NOTICE FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
DOT/COAST GUARD	USDA/FNS		DOT/COAST GUARD	USDA/FNS
DOT/FAA	USDA/FSQS		DOT/FAA	USDA/FSQS
DOT/FHWA	USDA/REA		DOT/FHWA	USDA/REA
DOT/FRA	MSPB/OPM		DOT/FRA	MSPB/OPM
DOT/NHTSA	LABOR		DOT/NHTSA	LABOR
DOT/RSPA	HHS/FDA		DOT/RSPA	HHS/FDA
DOT/SLSDC			DOT/SLSDC	
DOT/UMTA			DOT/UMTA	
CSA			CSA	

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday. Comments on this program are still invited.
Comments should be submitted to the Day-of-the-Week Program Coordinator. Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408

NOTE: As of September 2, 1980, documents from the Animal and Plant Health Inspection Service, Department of Agriculture, will no longer be assigned to the Tuesday/Friday publication schedule.

REMINDERS

The "reminders" below identify documents that appeared in issues of the **Federal Register** 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

Rules Going Into Effect Today

ENVIRONMENTAL PROTECTION AGENCY

62815 9-22-80 / Approval and promulgation of Implementation Plan, Ohio

62814 9-22-80 / Revision to the New Hampshire State Implementation Plan

FEDERAL MEDIATION AND CONCILIATION SERVICE

62798 9-22-80 / Mediation assistance in the Federal Service

HEALTH AND HUMAN SERVICES DEPARTMENT

Health Care Financing Administration—

49440 7-24-80 / Medicare and Medicaid programs; protection of patients funds

NUCLEAR REGULATORY COMMISSION

62789 9-22-80 / Primary reactor containment leakage testing for water-cooled power reactors

Deadlines for Comments On Proposed Rules for the Week of October 26 through November 1, 1980

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

68659 10-16-80 / Raisins produced from grapes grown in Calif.; supplementary regulations and conversion factors; comments by 10-31-80

Animal and Plant Health Inspection Service—

57700 8-29-80 / Specifically approved States to receive stallions imported from CEM-affected countries; comments by 10-28-80

CIVIL AERONAUTICS BOARD

64864 9-30-80 / Filing of tariffs and payment of commissions to air freight forwarders and foreign air freight forwarders; comments by 10-30-80

COMMERCE DEPARTMENT

International Trade Administration—

57116 8-27-80 / Extension of validity period for export licenses; clarification of effect of amendment applications; comments by 10-27-80

National Oceanic and Atmospheric Administration—

68698 10-16-80 / Atlantic Surf Clam and Ocean Quahog Fisheries; closure of an area of the fishery Conservation zone (FCZ) offshore and south of Chincoteague, Va., to surf clam fishing; comments by 10-31-80

60457 9-12-80 / Atlantic Mackerel Fishery Management Plan, reserve allocation and foreign fishing; comments by 10-27-80

65642 10-3-80 / Foreign fishing; trawl and herring gillnet fisheries of the Eastern Bering Sea and Northeast Pacific Ocean; comments by 10-31-80

60957 9-15-80 / Precious corals fishery, proposed regulations; comments by 10-30-80

EDUCATION DEPARTMENT

Bilingual Education and Minority Language Affairs Office—

60382 9-11-80 / Federal financial assistance to meet special educational needs of refugee children and to enhance their transition into American society; comments by 10-27-80

ENERGY DEPARTMENT

Economic Regulatory Administration—

57138 8-27-80 / Amendments to normal business practices rule; comments by 10-27-80

58788 9-4-80 / Motor gasoline allocation; adjustments and downward certification; comments by 10-31-80

Federal Energy Regulatory Commission—

66811 10-8-80 / First sale regulation under Natural Gas Policy Act; ceiling prices; comments by 11-1-80

ENVIRONMENTAL PROTECTION AGENCY

48510 7-18-80 / Acrylamide; response to the Interagency Testing Committee; comments by 10-31-80

[Corrected at 45 FR 68411, 10-15-80]

65628 10-3-80 / Air quality implementation plan, Illinois; comment period extended to 10-31-80

[*See also* 45 FR 50825, 7-31-80]

64219 9–29–80 / Approval and promulgation of State plans for designated facilities and pollutants, New Jersey and Virgin Islands; comments by 10–29–80

48524 7–18–80 / Chloromethane and chlorinated benzenes proposed test rule; amendment to proposed health effects standards; comments by 10–31–80

[Corrected at 45 FR 68410, 10–15–80]

56845 8–26–80 / Discretionary authority and State Implementation Plan Revisions; comments by 10–27–80

48512 7–18–80 / Exemptions for test rules; proposed statement of policy and procedures; comments by 10–31–80

63886 9–26–80 / Idaho State air quality Implementation Plan, proposed revision; comments by 10–27–80

[Corrected at 45 FR 68410, 10–15–80]

63302 9–24–80 / Louisiana; submission of interim Authorization Plan, Phase I, Hazardous Waste Management Program; comments by 10–30–80

63887 9–26–80 / Ohio air quality control, attainment status designations; comments by 10–27–80

57461 8–28–80 / Pesticide chemicals in or on raw agricultural commodities; parsnips, rutabagas and upland cress; comments by 10–29–80

63888–63889 9–26–80 / Pesticide chemicals in or on raw agricultural commodities; proposed tolerances for O,O-dimethyl S-[(4-oxo-1,2,3-benzotriazin-3 (4H)-yl)]methyl phosphorodithioate and thiabendazole; comments by 10–27–80

64214 9–29–80 / Proposed revision of the Virginia State Implementation Plan; comments by 10–29–80

62170 9–18–80 / Submission for approval of Interim Authorization Plan, Phase I Hazardous Waste Management Program, Arkansas; comments by 10–27–80

59598 9–10–80 / Water quality standards; navigable waters of the Commonwealth of Kentucky; comments by 10–27–80

FEDERAL COMMUNICATIONS COMMISSION

51252 8–1–80 / Amending rules regarding the multipoint distribution service; reply comments extended to 10–27–80

55237 8–19–80 / FM broadcast station in Wray, Colo.; table of assignments; reply comments by 10–27–80

55240 8–19–80 / FM broadcast station in Smithfield, Utah; table of assignments; reply comments by 10–27–80

55238 8–19–80 / FM broadcast station in Spokane Wash.; table of assignments; reply comments by 10–27–80

55239 8–19–80 / FM broadcast station in Ladysmith, Wis.; table of assignments; reply comments by 10–27–80

55243 8–19–80 / Representation of stations by representatives owned by competing stations in the same area; reply comments by 10–31–80

FEDERAL MARITIME COMMISSION

57152 8–27–80 / Time/volume rate contracts; tariff filing regulations applicable to carriers and conferences in the foreign commerce of the United States; comments by 10–27–80

FEDERAL TRADE COMMISSION

47705 7–16–80 / Food advertising; methods useful to consumers; comments by 11–1–80

[Originally published at 45 FR 23705, 4–8–80]

59588 9–10–80 / Rules for using energy cost and consumption information used in labeling and advertising of consumer appliances under the Energy Policy and Conservation Act; comments by 10–27–80

[*See also* 45 FR 53340, 8–11–80]

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration—

56823 8–26–80 / Canned peaches; standards of identity and quality; comments by 10–27–80

64601 9–30–80 / Establishment of registration and product listing for manufacturers of human blood and blood products; exemption of certain transfusion services and clinical laboratories from registration; comments by 10–30–80

63836 9–26–80 / Ice cream and frozen custard identity standards; label declaration of color additive FD&C yellow No. 5; objections by 10–27–80

57735 8–29–80 / Oligosaccharide, peptide, and certain other antibiotic drugs; comments by 10–28–80

[Corrected at 45 FR 65618, 10–3–80]

64569 9–30–80 / Penicillin antibiotic drugs; Amoxicillin Trihydrate chewable tablets; comments by 10–30–80

56832 8–26–80 / Phenothiazine products; bioequivalence requirements; comments by 10–27–80

[Corrected at 45 FR 63002, 9–23–80]

Health Care Financing Administration—

57150 8–27–80 / Medicare; ambulance service provision; comments by 10–27–80

HOUSING AND URBAN DEVELOPMENT

Community Planning and Development, Office of the Assistant Secretary—

56839 8–26–80 / Community Development Block Grants; grant administration requirements for use of eseron accounts for property rehabilitation loans and grants; comments by 10–27–80

Federal Housing Commissioner—Office of Assistant Secretary for Housing—

57444 8–28–80 / Minimum property standards; plastic drain waste and vent pipe and fittings, acrylonitrile-butadiene-styrene and poly (vinyl chloride); proposed revision of use of materials Bulletin No. 79; comments by 10–27–80

56800 8–26–80 / Mutual mortgage insurance and insured home improvement loans; condition of property—adjustment for damage or neglect; comments by 10–27–80

Office of the Secretary—

57437 8–28–80 / Mortgagee Review Board; flexibility in administrative actions; comments by 10–27–80

57440 8–28–80 / Procedures for appeals proceedings before hearing officers; comments by 10–27–80

INTERIOR DEPARTMENT

Fish and Wildlife Service—

59914 9–11–80 / Federal aid in fish and wildlife restoration; correction to proposed revisions to regulations; comments by 10–31–80

[*See also* 45 FR 57471, 8–28–80]

Indian Affairs Bureau—

64960 10–1–80 / San Carlos Indian River Project, Arizona; revision of power rates; comments by 10–31–80

National Park Service—

63884 9–26–80 / Blue Ridge Parkway, Va.–N.C.; snowmobile regulations; comments by 10–27–80

Surface Mining Reclamation and Enforcement Office—

64604 9–30–80 / Abandoned mines lands reclamation program; comments by 10–29–80

64961 10–1–80 / Procedures and criteria for approval or disapproval of State program submissions; comments by 10–31–80

INTERSTATE COMMERCE COMMISSION

61333 9–16–80 / Elimination of gateway restrictions and circuitous route limitations; comments by 10–31–80

61337 9-16-80 / Food transportation; operating authority for motor carrier owner-operators; reporting and filing requirements; comments by 10-31-80

61326 9-16-80 / Removal of restrictions from authorities of motor carriers of property; comments by 10-31-80

56849 8-26-80 / Traffic protective conditions in railroad consolidation proceedings; comments by 10-30-80

JUSTICE DEPARTMENT

Immigration and Naturalization Service—

57432 8-28-80 / Alien orphan children; filing of immigrant petitions to classify as immediate relatives; adoptive relationships requirements; comments by 10-27-80

58131 9-2-80 / Requirements for written notice of parole termination; reference to Form I-122; comments by 10-31-80

LABOR DEPARTMENT

Occupational Safety and Health Administration—

58801 9-5-80 / Access to employee exposure and medical records in agricultural employments; comments period extended to 10-31-80

[Originally published at 45 FR 35298, 5-23-80]

63476 9-24-80 / Lead exposure; reopening of rulemaking record; comments by 10-27-80

Pension and Welfare Benefit Program Office—

56843 8-26-80 / Reporting and disclosure for short plan years; comments by 10-28-80

[Corrected at 45 FR 62518, 9-19-80]

NUCLEAR REGULATORY COMMISSION

50513 7-30-80 / Nuclear facilities; correction and improvement of regulation and operation; action plan; comments by 10-28-80

POSTAL SERVICE

63885 9-26-80 / Special (nonprofit) bulk Third-Class mail rates, application procedures; comments by 10-27-80

SMALL BUSINESS ADMINISTRATION

59587 9-10-80 / Small business size standards; revision to method of establishing size standards and definitions of small business; comments by 10-27-80

[*See also* 45 FR 15442, 3-10-80]

STATE DEPARTMENT

Consular Affairs Bureau—

59175 9-8-80 / Validity, termination, and replacement of visa; comments by 10-31-80

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

57688 8-28-80 / Aircraft products and parts: Type certificates design and procedural standards; comments by 10-27-80

57684 8-28-80 / Flight crew members; elimination of duties and activities not required for safe operation of aircraft; comments by 10-27-80

57694 8-28-80 / Flight data recorder and cockpit voice recorder tapes; FAA access to; comments by 10-27-80

Federal Highway Administration—

57676 8-28-80 / Motor carriers, minimum levels of financial responsibility; comments by 10-27-80

[Corrected at 45 FR 59177, 9-8-80]

50726 7-31-80 / Wetlands, privately owned; evaluation and mitigation of environmental impacts; comments by 10-29-80

National Highway Traffic Safety Administration—

57466 8-28-80 / Motor vehicle safety standards; new pneumatic tires for passenger cars; comments by 10-27-80

Research and Special Programs Administration—

54097 8-14-80 / Hazardous materials; aluminum cylinders (DOT 3AL Seamless); specifications and usage requirements; comments by 11-1-80

TREASURY DEPARTMENT

Alcohol, Tobacco and Firearms Bureau—

57745 8-29-80 / Cases and bulk containers of distilled spirits, wine or beer; export markings; comments by 10-28-80

Internal Revenue Service—

57739 8-29-80 / Imputed interest rates; comments by 10-28-80

56840 8-26-80 / Set-asides made by private foundations; comments by 10-27-80

Deadlines for Comments On Proposed Rules for the Week of November 2 through November 8, 1980

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

68998 10-17-80 / Draft recommendations on intragovermental communications in informal rulemaking proceedings; comments by 11-5-80

68949 10-17-80 / Draft recommendation on separation of functions in agency proceedings; comments by 11-5-80

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

68951 10-17-80 / Oranges and grapefruit grown in lower Rio Grande Valley, Tex.; import regulations and proposed grade and size requirements; comments by 11-3-80

Farmers Home Administration—

58557 9-4-80 / Implementation of Interagency Agreement regarding employment of Comprehensive Employment and Training Act (CETA) eligible persons in jobs created by certain FmHA programs; comments by 11-3-80

Food Safety and Quality Service—

53002 8-8-80 / Net weight labeling of meat and poultry products; comments by 11-6-80

44317 7-1-80 / Prohibition of PCB containing equipment or machinery and liquid polychlorinated biphenyls (PCB's) in Federally inspected meat establishments, poultry product establishments, and egg product plants; comments by 11-4-80

[*See also* 45 FR 30980-30983, 5-9-80]

CIVIL AERONAUTICS BOARD

66474 10-7-80 / Service mail rates for nonsubsidized carriers; flight equipment depreciation; statement of general policy; comments by 11-6-80

COMMERCE DEPARTMENT

International Trade Administration—

58562 9-4-80 / Effects of foreign policy export controls; comments by 11-3-80

National Oceanic and Atmospheric Administration—

65264 10-2-80 / Fishermen's Contingency Fund provisions; comments by 11-3-80

DEFENSE DEPARTMENT

Army Department—

66476 10-7-80 / Visitors rules for the Arlington National Cemetery; comments by 11-6-80

EDUCATION DEPARTMENT

61950 9-17-80 / Asbestos detection and control; Asbestos detection and State Plan: State Educational Agencies; comments by 11-3-80

ENERGY DEPARTMENT

Economic Regulatory Administration—

58871 9-5-80 / Mandatory Petroleum Price Regulations; retroactive amendments to "V" factor of refiner cost allocation formulae; comments by 11-4-80

53368 8-11-80 / Power plant and Industrial Fuel Use Act of 1978; cogeneration exemption; comments by 11-7-80

Federal Energy Regulatory Commission—

65170 10-1-80 / Authority delegation to Director, Office of Pipeline and Producer Regulation, to grant exemptions to incremental pricing regulations; comments by 11-3-80

ENVIRONMENTAL PROTECTION AGENCY

65628 10-3-80 / Air quality implementation plan, Maryland; revision; comments by 11-3-80

65631 10-3-80 / Air quality; ozone; California and Nevada attainment status designations; comments by 11-3-80

59177 9-8-80 / Approval and promulgation of implementation plans; Nevada; comments by 11-7-80

64219 9-29-80 / Benzene emissions from maleic anhydride plants; National emissions standards for hazardous air pollutants; comments by 11-6-80

66484 10-7-80 / Carbaryl; proposed tolerance; comments by 11-6-80

61966 9-17-80 / Friable asbestos-containing materials in schools; comments by 11-3-80

63888 9-26-80 / Hazardous waste management; North Carolina's application for Phase I interim authorization; comments by 11-4-80

62506 9-9-80 / Kentucky air quality implementation plans; federal assistance limitation; comments by 11-3-80

52628 8-7-80 / Pesticide programs; registration denial or cancellation and change of use classification; issuance and hearing procedures; comments by 11-5-80

[Corrected at 45 FR 57461, 8-28-80]

62170 9-18-80 / Policy and guidance on implementation of Clean Air Act requirement for meeting "basic transportation needs"; comments by 11-3-80

47168 7-14-80 / Proposed restrictions on use of PCB's at agricultural pesticide and fertilizer facilities; comments by 11-5-80

[*See also* 45 FR 30989, 5-9-80]

66816 10-8-80 / Standards applicable to owners and operators of hazardous waste treatment, storage, and disposal facilities; comments by 11-7-80

FEDERAL COMMUNICATIONS COMMISSION

47445 7-15-80 / Cable television systems and postponement of divestiture requirement relative to prohibited cross ownership in existence on or before July 1, 1970; reply comments by 11-5-80

58629 9-4-80 / FM Broadcast Stations in Aguada, Arecibo, Cidras, Lajas, Manati, Mayaquez, Quebradillas and Utuado, P.R.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58611 9-4-80 / FM Broadcast Station in Hampton, Ark.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

63302 9-24-80 / FM Broadcast Station in Hudson, Mich.; proposed changes in table of assignments; comments by 11-7-80

58621 9-4-80 / FM Broadcast Station in Irmo, S.C.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58616 9-4-80 / FM Broadcast Station in North Mankato, Minn.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58612 9-4-80 / FM Broadcast Station in Oildale, Calif.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58619 9-4-80 / FM Broadcast Station in Olivia, Minn.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

62517 9-19-80 / FM Broadcast Station in Roy and Clearfield, Utah; Proposed Changes in Table of Assignments; comments by 11-7-80

58616 9-4-80 / FM Broadcast Station in Smith Center, Kans.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58613 9-4-80 / FM Broadcast Station in South Lake Tahoe, Calif.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58622 9-4-80 / FM Broadcast Station in Tremonton, Utah; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58610 9-4-80 / FM Broadcast Stations in Tucson and Nogales, Arizona; Proposed Changes in Table of Assignments; reply comments by 11-6-80

58150 9-2-80 / 9 kHz channel separation for AM broadcasting; comments by 11-3-80

47444 7-15-80 / Revision of applications for renewal of license of commercial and noncommercial AM, FM and television licensees; reply comments by 11-3-80

58608 9-4-80 / TV Broadcast Station in Fort Walton Beach, Florida; Proposed Changes in Table of Assignments; reply comments by 11-6-80

55244 8-19-80 / TV Broadcast Stations in Jacksonville, Lumberton, Roanoke Rapids and Rockingham, N.C.; Farmville and Kenbridge, Va.; Table of Assignments; comments by 11-3-80

58627 9-4-80 / TV Broadcast Stations in Sanger, Clovis, Visalia, and Fresno, Calif.; Proposed Changes in Table of Assignments; reply comments by 11-6-80

55246 8-19-80 / Use of digital voice modulation in the Power Radio Service; reply comments by 11-7-80

FEDERAL DEPOSIT INSURANCE CORPORATION

58876 9-5-80 / Employee responsibilities and conduct; comments by 11-4-80

FEDERAL MARITIME COMMISSION

66485 10-7-80 / Enlargement of time for filing and commenting on certain agreements; comments by 11-3-80

[*See also* 45 FR 58923, 9-5-80]

58385 9-3-80 / Temporary tariff filing regulations applicable to carriers and conferences of such carriers in the foreign commerce of the United States; consideration of petitions by several conferences; comments by 11-3-80

FEDERAL RESERVE SYSTEM

66348 10-6-80 / Electronic fund transfers; exemptions; comments by 11-5-80

FEDERAL TRADE COMMISSION

68399 10-15-80 / Possible rescission of the Guides against deceptive advertising of guarantees; comments period extended to 11-6-80

[*See also* 45 FR 51838, 8-5-80]

66810 10-8-80 / Sale of used motor vehicles; disclosure and other regulation; comments by 11-7-80

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration—

52821 8-8-80 / Blood and blood components; error and accident reports; comments by 11-6-80

58880 9-5-80 / Exemptions from food labeling requirements for food labeling experiments; comments by 11-4-80

53023 8-8-80 / Food labeling; net weight labeling requirements; comments by 11-6-80

44325 7-1-80 / Polychlorinated biphenyls (PCB's) in sealed electrical transformers and capacitors used or stored in or around food, feed, and food- and feed-packaging materials manufacturing and storage facilities; comments by 11-4-80

[*See also* 45 FR 30984, 5-9-80]

Health Care Financing Administration—

58123 9-2-80 / Medicare; extension of time periods for end stage renal disease facilities to achieve conditional and unconditional status; comments by 11-3-80

Public Health Service—

59132 9-5-80 / Grants to health systems agencies, discretionary funding; comments by 11-4-80

Social Security Administration—

58563 9-4-80 / Supplemental security income for the aged, blind, and disabled; eligibility, amount of benefits, residence, and citizenship provision; comments by 11-3-80

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Federal Housing Commissioner—Office of the Assistant Secretary for Housing—

58374 9-3-80 / Polyethylene (PE), Acrylonitrile—butadiene—Styrene (ABS), Poly (Vinyl Chloride) (PVC) and Polybutylene (PB) plastic piping for cold water; comments by 11-3-80

59147 9-8-80 / Mortgage insurance and interest reduction payment for rental projects; comments by 11-7-80

59145 9-8-80 / Rent supplement payments; redefinition of "income"; comments by 11-7-80

Office of the Secretary—

59149 9-8-80 / Low-income housing; additional assistance program for projects with HUD-insured or HUD-held mortgages; comments by 11-7-80

INTERIOR DEPARTMENT

Fish and Wildlife Service—

58168 9-2-80 / *Phacelia formosulae;* proposed endangered species status; comments by 11-3-80

58166 9-2-80 / Proposed endangered status for 'Ewa Plains 'akoko (Euphorbia skottsbergii var. kalaeloana); comments by 11-3-80

Surface Mining and Reclamation Office—

65626 10-3-80 / Abandoned mine lands reclamation program; comments by 11-3-80

58377 9-3-80 / Surface coal mining and reclamation operations on Federal lands under permanent program State-Federal Cooperative Agreements; Montana; comments by 11-3-80

64971 10-1-80 / Surafce coal mining and reclamation operations on Federal lands under the Permanent Program; Wyoming cooperative agreement; comments by 11-7-80

[Originally published at 45 FR 45927, 7-8-80]

LABOR DEPARTMENT

Occupational Safety and Health Administration—

66475 10-7-80 / Proposed supplement to Conn. State Plan for public employees only; comments by 11-6-80

NUCLEAR REGULATORY COMMISSION

65466 10-2-80 / Domestic licensing of production and utilization facilities; interim requirements related to hydrogren control and certain degraded core considerations; comments by 11-3-80

SMALL BUSINESS ADMINISTRATION

66807 10-8-80 / Pollution control guarantee program; interest rate at which small concerns repay SBA; comments by 11-7-80

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

59256 9-8-80 / Non-federal navigation facilities; microwave landing system; comments by 11-7-80

Federal Highway Administration—

51720 8-4-80 / Design and construction criteria for bikeway construction; comments by 11-3-80

Office of the Secretary—

62170 9-18-80 / Policy and guidance on implementation of Clean Air Act requirement for meeting "basic transportation needs"; comments by 11-3-80

TREASURY DEPARTMENT

Internal Revenue Service—

64603 9-30-80 / Qualified disclaimers of property conferred by gift or inheritance; comments by 11-4-80

VETERANS ADMINISTRATION

66185 10-8-80 / Exclusions from countable income under Improved Pension Program; comments by 11-7-80

WAGE AND PRICE STABILITY COUNCIL

65502 10-3-80 / Anti-inflationary price standards; procedural rules and data requests; comments by 11-3-80

65995 10-6-80 / Anti-inflationary pay and price standards; questions and answers on the pay standard; comments by 11-3-80

Next Week's Meetings

AGRICULTURE DEPARTMENT

Forest Service—

58636 9-4-80 / Modoc National Forest Grazing Advisory Board, Tulelake, Calif. (open), 10-26-80

Science and Education Administration—

63023 9-23-80 / Animal Health Science Research Advisory Board, Washington, D.C. (open), 10-28 and 10-29-80

ARTS AND HUMANITIES, NATIONAL FOUNDATION

66929 10-8-80 / Design Arts Panel, New York, N.Y. (partially open), 10-27 and 10-28-80

66534 10-7-80 / Humanities Panel Advisory Committee, Washington, D.C. (closed), 10-30 and 10-31-80

[Originally published at 45 FR 63985, 9-26-80]

66929 10-8-80 / Music Panel (Professional Training), Washington, D.C. (partially open), 10-27 and 10-28-80

CIVIL RIGHTS COMMISSION

66827 10-8-80 / Arizona Advisory Committee, Phoenix, Ariz. (open), 11-1-80

65002 10-1-80 / Connecticut Advisory Committee, Cromwell, Conn. (open), 10-30-80

66827 10-8-80 / Illinois Advisory Committee, Chicago, Ill. (open), 10-27-80

65003 10-1-80 / Vermont Advisory Committee, Montpelier, Vt. (open), 10-29-80

COMMERCE DEPARTMENT

Census Bureau—

64610 9-30-80 / Asian and Pacific Americans Population for the 1980 Census Advisory Committee, Suitland, Md. (open), 10-30-80

64610 9-30-80 / Spanish Origin Population for the 1980 Census Advisory Committee, Suitland, Md. (open), 10-27-80

International Trade Administration—

67118 10-9-80 / Electronic Instrumentation Technical Advisory Committee; Arlington, Va. (partially open), 10-28-80

67118 10-9-80 / Exporters' Textile Advisory Committee, Washington, D.C. (open), 10-29-80

68702 10-16-80 / Numerically Control Machine Tool Technical Advisory Committee, Washington, D.C. (partially open), 10-30-80

67713 10-14-80 / Telecommunications Equipment Technical Advisory Committee, Washington, D.C. (partially open), 10-29-80

National Oceanic and Atmospheric Administration—

63543 9-25-80 / Commercial Ocean Thermal Energy Conversion Environmental Impact Statement, Washington, D.C. (open), 10-30-80

50848 7-31-80 / Mid-Atlantic Fishery Management Council, Surf Clam/Ocean Quahog Resources Subpanel, Dover, Del. (open), 10-31-80

65272 10-2-80 / National Climate Program Advisory Committee, Washington, D.C. (open), 10-27 and 10-28-80

66490 10-7-80 / South Atlantic Fishery Management Council, Charleston, S.C. (open), 10-28 through 10-30-80

66490 10-7-80 / South Atlantic Fishery Management Council's Advisory Subpanel, Charleston, S.C. (open), 10-27-80

Office of the Secretary—

67406 10-10-80 / Commerce Technical Advisory Board, Melrose Park and Chicago, Ill. (open), 10-28 and 10-29-80

DEFENSE DEPARTMENT

Air Force Department—

63328 9-24-80 / Scientific Advisory Board, Los Angeles Air Force Station, Calif. (closed), 10-30 and 10-31-80

67716 10-14-80 / USAF Scientific Advisory Board, Fort Worth, Tex. (closed), 10-29-80

Army Department—

66495 10-7-80 / Army Medical Research and Development Advisory Panel Ad Hoc Study Group on Medical Entomology, Washington, D.C. (open), 10-27 and 10-28-80

Office of the Secretary—

65019 10-1-80 / Defense Intelligence Agency Advisory Committee, Rosslyn, Va. (closed), 10-27 and 10-28-80

62177 9-18-80 / DOD Advisory Group on Electron Devices, Arlington, Va. (closed), 10-28-80

64230 9-29-80 / Defense Science Board Task Force on Anti-Tactical Missiles Advisory Committee, Morrestown, N.J. (closed), 10-30 and 10-31-80

56381 8-25-80 / Wage Committee, Washington, D.C. (closed), 10-28-80

ENERGY DEPARTMENT

66190 10-6-80 / National Petroleum Council, Production Engineering Task Group of the Committee on Arctic Oil and Gas Resources, Houston, Tex. (open), 10-28-80

65392 10-2-80 / Opportunity to present oral comments on findings and conclusions of the National Energy Transportation Study, Seattle, Wash., 10-27 and 10-31-80

Economic Regulatory Administration—

59615 9-10-80 / Emergency Preparedness Committee of the National Petroleum Council, Wash., D.C. (open), 10-31-80

Energy Research Office—

67130 10-9-80 / Geothermal Panel of the Energy Research Advisory Board, Palo Alto, Calif. (open), 10-28-80

66842 10-8-80 / Solar Photovoltaic Energy Advisory Committee of the Energy Research Advisory Board, Pasedena, Calif. (open), 10-27 and 10-28-80

ENVIRONMENTAL PROTECTION AGENCY

62544 9-19-80 / Guideline on Air Quality Models, revisions, Chicago, Ill. (open), 10-30 and 10-31-81

67395 10-10-80 / Pesticides; State FIFRA Issues Research and Evaluation Group, Registration and Classification Working Committee, San Francisco, Calif. (open), 10-28 and 10-29-80

67395 10-10-80 / Pesticides; State FIFRA Issues Research and Evaluation Group, Enforcement Working Committee, San Francisco, Calif. (open), 10-30 and 10-31-80

67458 10-10-80 / Science Advisory Board, Clean Air Scientific Advisory Committee, Carbon Monoxide Subcommittee, Washington, D.C. (open), 10-27-80

67458 10-10-80 / Science Advisory Board, Executive Committee, Washington, D.C. (open), 10-29 and 10-30-80

FEDERAL PREVAILING RATE ADVISORY COMMITTEE

63137 9-23-80 / Meeting, Washington, D.C. (open), 10-30-80

FEDERAL RESERVE SYSTEM

66206 10-6-80 / Consumer Advisory Council, Washington, D.C. (open), 10-30 and 10-31-80

FOREIGN CLAIMS SETTLEMENT COMMISSION

65765 10-3-80 / American citizens claims involving Germany, China, and Vietnam, Washington, D.C. (open), 10-29-80

GENERAL SERVICES ADMINISTRATION

Federal Register Office—

67155 10-9-80 / Southern Building Code Conference International (SBCCI) Annual Research and Education Conference, Memphis, Tenn. (open), 10-26 through 10-30-80

National Archives and Records Service—

61367 9-16-80 / Preservation Advisory Committee, Washington, D.C. (open), 10-27-80

HEALTH AND HUMAN SERVICES DEPARTMENT

Alcohol, Drug Abuse and Mental Health Administration—

62550 9-19-80 / Alcohol Abuse Prevention Review Committee, Rockville, Md., (partially open) 10-27-80, (closed) 10-28-80

62550 9-19-80 / Basic Behavioral Processes Research Review Committee, Rockville, Md., (partially open) 10-27-80, (closed) 10-28-80

62551 9-19-80 / Basic Psycho-pharmacology and Neuropsychology Research Review Committee, Silver Spring, Md., (partially open) 10-30-80, (closed) 10-31-80

62551 9-19-80 / Board of Scientific Counselors, NIMH, Bethesda, Md., (partially open) 10-30-80, (closed) 10-31 and 11-1-80

62551 9-19-80 / Mental Health Research Education Review Committee, Washington, D.C., (partially open) 10-30-80, (closed) 10-31-80

62551 9-19-80 / Minority Group Mental Health Review Committee, Chevy Chase, Md., (partially open) 10-30-80, (closed) 10-31-80

62550 9-19-80 / Psychopathology and Clinical Biology Research Review Committee, Bethesda, Md., (partially open) 10-27-80, (closed) 10-28 and 10-29-80

62551 9-19-80 / Social Work Education Review Committee, Rockville, Md. (partially open), 10-31-80

Center for Disease Control—

64709 9-30-80 / Mine Health Research Advisory Committee, Morgantown, W. Va. (partially open), 10-30 and 10-31-80

Food and Drug Administration—

62559 9-19-80 / Immunology and Miciobiology Device Section, Silver Spring, Md. (partially open), 10-27 and 10-28-80

59205 9-8-80 / Mammalian Genetics Study Section, Bethesda, Md. (partially open), 10-30 through 11-1-80

62557 9-19-80 / Ophthalmic; Ear, Nose, and Throat; and Dental Devices Panel; Ear, Nose, and Throat Device Section, Washington, D.C. (open), 10-27 and 10-28-80

Health Resources Administration—

55821 8-21-80 / National Advisory Council in Nurse Training, Hyattsville, Md. (partially open), 10-29 through 10-31-80

63552 9-25-80 / Migrant Health, National Advisory Council, Tampa, Fla. (open), 10-27 through 10-30-80

Human Development Services Office—

65046 10-1-80 / White House Conference on Aging, Technical Committee on Spiritual Well-Being, Washington, D.C. (open), 10-30-80

68760 10-16-80 / White House Conference on Aging Technical Committee, Ft. Mitchell, Ky. (open), 10-30-80

National Institutes of Health—

59205 9-8-80 / Allergy and Immunology study section, Bethesda, Md. (partially open), 10-31 through 11-1-80

58206 9-2-80 / Animal Resources Review Committee, Atlanta, Ga. (partially open), 10-27-80

59205 9-8-80 / Applied Physiology and Orthopedics Study Section, Bethesda, Md. (partially open), 10-30 through 11-1-80

59205 9-8-80 / Biochemical Endocrinology Study Section, Chevy Chase, Md. (partially open), 10-27 through 10-29-80

59205 9-8-80 / Biochemistry Study Section, Rosslyn, Va. (partially open), 10-29 through 11-1-80

59205 9-8-80 / Biophysics and Biophysical Study Section, Chemistry B, Bethesda, Md. (partially open), 10-30 and 11-1-80

59204 9-8-80 / Board of Scientific Counselors, National Institute on Aging, Baltimore, Md. (partially open), 10-30 and 10-31-80

59205 9-8-80 / Cardiovascular and Pulmonary Study Section, Washington, D.C. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Cardiovascular and Renal Study Section, Bethesda, Md. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Cell Biology Study Section, Bethesda, Md. (partially open), 10-29 through 10-31-80

64270 9-29-80 / Communicative Disorder Review Committee, Bethesda, Md. (partially open), 10-30 and 10-31-80

59205 9-8-80 / Communicative Sciences Study Section, Bethesda, Md. (partially open), 10-29 through 10-31-80

59205 9-8-80 / General Medicine A Study Section, Bethesda, Md. (partially open), 10-27 and 10-28-80

59205 9-8-80 / General Medicine B Study Section, Washington, D.C. (partially open), 10-29 through 11-1-80

59205 9-8-80 / Human Embryology and Development, Bethesda, Md. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Medicinal Chemistry A Study Section, Washington, D.C. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Neurology A Study Section, Washington, D.C. (partially open), 10-30 through 11-1-80

59205 9-8-80 / Neurology B Study Section, Washington, D.C. (partially open), 10-29 through 11-1-80

59205 9-8-80 / Nutrition Study Section, Bethesda, Md. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Oral Biology and Medicine Study Section, Silver Spring, Md. (partially open), 10-28 through 10-31-80

59205 9-8-80 / Pathology Study Section, Bethesda, Md. (partially open), 10-29 through 10-31-80

59205 9-8-80 / Pharmacology Study Section, Bethesda, Md. (partially open), 10-28 through 10-30-80

65319 10-2-80 / Research Manpower Review Committee, Bethesda, Md. (partially open), 10-27 through 10-31-80

58208 9-2-80 / Transplantation Biology and Immunology Committee, Bethesda, Md. (partially open), 10-31-80

59205 9-8-80 / Visual Sciences A Study Section, Alexandria, Va. (partially open), 10-29 through 10-31-80

Public Health Service—

62548 9-19-80 / Health Care Technology Study Section, Hyattsville, Md. (partially open), 10-27-80, (closed) 10-28 and 10-29-80

INTERIOR DEPARTMENT

Heritage Conservation and Recreation Service—

66213 10-6-80 / Adequacy of Draft Environmental Impact Statement and California River Application, Sacramento, Calif., 10-27-80 and Los Angeles, Calif., 10-31-80

68468 10-15-80 / Pinelands National Reserve, Draft Environmental Impact Statement, Marlton, N.J. (open), 10-29-80

Land Management Bureau—

61032 9-15-80 / Nevada Elko District, Multiple Use Advisory Council, Elko, Nev. (open), 10-29-80

63150 9-23-80 / Redding District Multiple Use Advisory Council, Redding, Colo., (open), 10-30-80

63940 9-26-80 / Salem District Advisory Council, Salem, Oreg. (open), 10-29-80

63150 9-23-80 / Vernal District Advisory Council, Vernal, Utah (open), 10-28 and 10-29-80

National Park Service—

67780 10-14-80 / Boston National Historical Park, Boston, Mass. (open), 10-30-80

INTERNATIONAL CONVENTION ADVISORY COMMISSION

67171 10-9-80 / Domestic procedures for implementation, applications for international trade in species protected, and miscellaneous business Washington, D.C. (open), 10-29-80

LABOR DEPARTMENT

Occupational Safety and Health Administration—

67480 10-10-80 / Federal Advisory Council on Occupational Safety and Health, Washington, D.C. (open), 10-28-80

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

67803 10-14-80 / National Advisory Council, Aeronautics Advisory Committee, Cleveland, Ohio (open), 10-29 and 10-30-80

NATIONAL COMMISSION ON SOCIAL SECURITY

68486 10-15-80 / Meeting, Washington, D.C. (open), 10-31 and 11-1-80

NATIONAL SCIENCE FOUNDATION

67489 10-10-80 / Atmospheric Sciences Advisory Committee, Washington, D.C. (partially open), 10-29 through 10-31-80

64772 9-30-80 / DOE/NSF Nuclear Science Advisory Committee, Computational Capabilities for Nuclear Theory Subcommittee, Germantown, Md. (open), 11-5-80

63400 9-24-80 / Materials Research Advisory Committee, Condensed Matter Sciences Subcommittee, Washington, D.C. (partially open), 10-27 and 10-28-80

63398 9-24-80 / Materials Research Laboratories, Ad Hoc Oversight Subcommittee, Washington, D.C. (closed), 10-29 and 10-30-80

63399 9-24-80 / Materials Research Laboratories Advisory Subcommittee, Washington, D.C. (partially open), 10-30 and 10-31-80

67490 10-10-80 / Minority Programs in Science Education Advisory Committee, Washington, D.C. (open), 10-30 and 10-31-80

61052 9-15-80 / Physiology, Cellular and Molecular Biology Advisory Committee, Biological Instrumentation Subcommittee, Washington, D.C. (closed), 10-30 and 10-31-80

61052 9-15-80 / Physiology, Cellular and Molecular Biology Advisory Committee, Genetic Biology Subcommittee, Washington, D.C. (closed), 10-30 through 11-1-80

61053 9-15-80 / Physiology, Cellular and Molecular Biology Advisory Committee, Metabolic Biology Subcommittee, Washington, D.C. (closed), 10-30 and 10-31-80

63401 9-24-80 / Social and Economic Science Advisory Committee, Subcommittee on Geography and Regional Science, Wasnington, D.C. (closed), 10-27-80

63401 9-24-80 / Social and Economic Science Advisory Committee, Subcommittee on Political Science, Washington, D.C. (closed), 10-27 and 10-28-80

64771 9-30-80 / Social and Economics Science Advisory Committee, Sociology Subcommittee, Washington, D.C. (closed), 10-30 and 10-31-80

NUCLEAR REGULATORY COMMISSION

68817 10-16-80 / Reactor Safeguards Advisory Committee, Babcock and Wilcox Water Reactors Subcommittee, Washington, D.C. (partially open), 10-31-80

PENSION POLICY PRESIDENT'S COMMISSION

61058 9-15-80 / Interim report, Washington, D.C. (open), 10-25 and 10-26-80

SMALL BUSINESS ADMINISTRATION

63202 9-23-80 / Region II Advisory Council, Newark, N.J. (open), 10-26-80

63203 9-23-80 / Region V Advisory Council, Indianapolis, Ind. (open), 10-28-80

66939 10-8-80 / Region V Advisory Council, Dearborn, Mich. (open), 10-31-80

66281 10-6-80 / Region VII Advisory Council, Kansas City, Mo. (open), 10-28-80

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

66282 10-6-80 / Radio Technical Commission for Aeronautics (RTCA), Special Committee 142—Air Traffic Control Radar Beacon System/Discrete Address Beacon System (ATCRBS/DABS) Airborne Equipment, Washington, D.C. (open), 10-29 through 10-31-80

National Highway Traffic Safety Administration—

43921 6-30-80 / Fatal Accident Reporting System [FARS], Orlando, Florida (open), 10-28 through 10-30-80

59245 9-8-80 / Fatal Accident Reporting System Annual Workshop, Orlando, Fla. (open), 10-28 through 10-30-80

43921 6-30-80 / National Highway Safety Advisory Committee, Washington, D.C. (open), 10-27 through 10-29-80

59245 9-8-80 / National Highway Safety Advisory Committee, Washington, D.C. (open), 10-27 through 10-30-80

67186 10-9-80 / National Highway Safety Advisory Committee, Washington, D.C. (open), 10-27 through 10-30-80

59245 9-8-80 / Problem-Behavior Workshop: Pedestrian, Bicyclists and Public Transportation, Washington, D.C. (open), 10-27 and 10-28-80

Office of the Secretary—

65392 10-2-80 / Opportunity to present oral comments on findings and conclusions of the National Energy Transportation Study, Seattle, Wash., 10-27 and 10-31-80

TREASURY DEPARTMENT

Office of the Secretary—

65104 10-1-80 / Debt Management Advisory Committees, Washington, D.C. (closed), 10-28 and 10-29-80

VETERANS ADMINISTRATION

66939 10-8-80 / Career Development Committee, Washington, D.C. (partially open), 10-27 and 10-28-80

56222 8-22-80 / Cooperative Studies Evaluation Committee, Washington, D.C. (partially open), 10-27 and 10-28-80

61845 9-17-80 / Medical Research Service Merit Review Board (partially open), Washington, D.C., 10-30 and 10-31-80

61846 9-17-80 / Voluntary Service National Advisory Committee, Arlington, Va., 10-27 through 10-29-80

59470 9-9-80 / Wage Committee, Washington, D.C. (closed), 10-30-80

WAGE AND PRICE STABILITY COUNCIL

66188 10-6-80 / Price Advisory Committee, Washington, D.C., 10-29-80

[*See Also* 45 FR 62520, 9-19-80]

Next Week's Public Hearings

AGRICULTURE DEPARTMENT

Forest Service—

56850 8-26-80 / Mount Henry, Taylor-Hilgard, and West Pioneer Wilderness Study Areas; Beaverhead, Gallatin, and Kootenai National Forests, Beaverhead, Gallatin, Madison, and Lincoln Counties, Mont.; Libby and Bozeman, Mont., 10-28 and 10-30-80

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

68698 10-16-80 / Atlantic Surf Clam and Ocean Quahog Fisheries; closure of an area of the fishery conservation zone (FCZ) offshore and south of Chincoteague, Va., to surf clam fishing; Dover, Delaware, 10-31-80

DEFENSE DEPARTMENT

60467 9-12-80 / Naval Discharge Review Board, Dallas, Tex., St. Louis, Mo., 10-27 through 11-7-80

[*See also* 45 FR 41691, 6-20-80 and 45 FR 68704, 10-16-80]

60467 9-12-80 / Naval Discharge Review Board, Dallas Tex., St. Louis, Mo., 10-27 through 11-7-80

[*See also* 45 FR 41691, 6-20-80]

68704 10-16-80 / Navy Discharge Review Board, San Diego, Calif., 10-31-80

ENERGY DEPARTMENT

Conservation and Solar Energy Office—

66960 10-8-80 / Residential Conservation Service Program, Washington, D.C., 10-30-80

Economic Regulatory Commission—

62478 9-19-80 / East Coast Residual Fuel Oil Entitlements, extension of domestic crude oil allocation program, Washington, D.C., 10-27-80

Federal Energy Regulatory Commission—

67276 10-9-80 / Consideration of agricultural uses exemption interim rule, Washington, D.C., 10-28-80

67279 10-9-80 / Incremental pricing; consideration of rulemaking, Washington, D.C., 10-28-80

Office of the Secretary—

66970 10-8-80 / Energy Auditor Training and Certification Grants, Washington, D.C., 10-30 and 10-31-80

ENVIRONMENTAL PROTECTION AGENCY

63888 9-26-80 / Hazardous Waste Management; North Carolina's application for Phase I interim authorization, Raleigh, N.C., 10-29-80

INTERIOR DEPARTMENT

Surface Mining Reclamation and Enforcement Office—

64971 10-1-80 / Wyoming Cooperative Agreement; coal mining and reclamation, Cheyenne, Wyo., 10-30-80

INTERNATIONAL TRADE COMMISSION

65088 10-1-80 / Conference on television receiving sets from Japan, Washington, D.C., 10-31-80

TREASURY DEPARTMENT

Internal Revenue Service—

63296 9-24-80 / Tax-free sales of articles to be used for, or resold for, further manufacture, Washington, D.C., 10-28-80

List of Public Laws

Last Listing October 21, 1980

This is a continuing listing of public bills from the current session of Congress which have become Federal laws. The text of laws is not published in the **Federal Register** but may be ordered in individual pamphlet form (referred to as "slip laws") from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (telephone 202-275-3030).

S. 2622 / Pub. L. 96-464 Coastal Zone Management Improvement Act of 1980 (Oct. 17, 1980; 94 Stat. 2060) Price $1.25.

H.R. 6790 / Pub. L. 96-465 Foreign Service Act of 1980. (Oct. 17, 1980; 94 Stat. 2071) Price $3.75.

H.R. 5288 / Pub. L. 96-466 Veterans' Rehabilitation and Education Amendments of 1980. (Oct. 17, 1980; 94 Stat. 2171) Price $

H.R. 3122 / Pub. L. 96-467 Relating to the tariff treatment of certain articles. (Oct. 17, 1980; 94 Stat. 2220) Price $1.25.

H.R. 6593 / Pub. L. 96-468 Swine Health Protection Act. (Oct. 17, 1980; 94 Stat. 2229) Price $1.

S. 2043 / Pub. L. 96-469 Animal Cancer Research Act. (Oct. 17, 1980; 94 Stat. 2235) Price $1.

Documents Relating to Federal Grant Programs

This is a list of documents relating to Federal grant programs which were published in the **Federal Register** during the previous week.

RULES GOING INTO EFFECT

68890, 68899 10-16-80 / HHS/PHS—Grants for predoctoral, graduate, and faculty developmental educational programs in family medicine (2 documents); effective 10-16-80

69196 10-17-80 / USDA/FNS—New York City's Food Stamp Replacement "Authorization to Participate" Card Issuance Procedure and Rapid Access Reconciliation System; establishment of procedures; effective 10-17-80

DEADLINES FOR COMMENTS ON PROPOSED RULES

68902 10-16-80 / HHS/PHS—Grants for Establishment of Departments of Family Medicine; comments by 12-15-80

APPLICATIONS DEADLINES

68421 10-15-80 / DOE—Energy Financial Assistance Solicitations Availability; proposals by 11-14-80

67771 10-14-80 / HHS/HRA—Health Careers Opportunity Program; apply by 12-11-80

67770 10-14-80 / HHS/HRA—Public Health Special Project Grants; apply by 1-9-81

69046 10-17-80 / HUD/CPD—FY 1981 technical assistance for assessing potential district heating and cooling system projects; apply by 1-5-81

67643 10-14-80 / USDA/APHIS—Applications for special permits and schedule of fees for the third importation of cattle through the Harry S Truman Animal Import Center; apply by 1-6-81

68952 10-17-80 / USDA/FmHA—Relocation and real property acquisition; uniform policy; comments by 12-16-80

MEETINGS

68421 10-15-80 / DOE—Energy Financial Assistance Solicitations Availability, preproposal conference, Washington, D.C., 10-21-80

68464 10-15-80 / HHS/HSA—Maternal and Child Health Research Grants Review Committee, Rockville, Md. (open and closed), 11-12 through 11-14-80

68467 10-15-80 / HHS/NIH—Biomedical Review Committee and the Subcommittee for the Review of Medical Library Resource Improvement Grant Application, Bethesda, Md. (open and closed), 11-17 and 11-18-80

68464 10-15-80 / HHS/NIH—Bladder and Prostatic Cancer Review Committee, Atlanta, Ga. (open and closed), 11-6-80

68465 10-15-80 / HHS/NIH—Cancer Clinical Investigation Review Committee, Bethesda, Md. (open and closed), 11-11 and 11-12-80

68465 10-15-80 / HHS/NIH—Clinical Trials Review Committee, Bethesda, Md. (open), 11-7-80

68466 10-15-80 / HHS/NIH—General Clinical Research Centers Committee, Bethesda, Md. (open and closed), 12-1 and 12-2-80

68466 10-15-80 / HHS/NIH—General Research Support Review Committee, Bethesda, Md. (open and closed), 11-13 and 11-14-80

68468 10-15-80 / HHS/NIH—National Heart, Lung, and Blood Advisory Council, Bethesda, Md. (open and closed), 11-24 and 11-25-80

68464 10-15-80 / HHS/NIH—Scientific Counselors, NICHD, Bethesda, Md. (closed), 11-24-80

68467 10-15-80 / HHS/NIH—Vision Research Program Committee, Bethesda, Md. (open and closed), 11-13-80

68487 10-15-80 / NSF—Advisory Committee for Earth Sciences, Geology, Geophysics, Geochemistry and Petrology Subcommittee, Washington, D.C. (closed), 11-6 and 11-7-80

68487 10-15-80 / NSF—Advisory Committee for Social and Economic Science, Subcommittee for Law and Social Sciences, Washington, D.C. (closed), 11-13 and 11-14-80

68487 10-15-80 / NSF—Advisory Committee for Ocean Sciences, Subcommittee for Ocean Sciences Research, Washington, D.C. (closed), 11-10 and 11-11-80

68487 10-15-80 / NSF—Advisory Committee for Materials Research, Subcommittee on Condensed Matter Sciences, additional session added, Washington, D.C. (closed), 10-27 and 10-28-80

68486 10-15-80 / NSF—Advisory Committee for Chemistry, Washington, D.C. (open and closed), 11-6 and 11-7-80

68813 10-16-80 / NSF—Engineering and Applied Science Advisory Committee, Washington, D.C. (open), 11-3-80

68812 10-16-80 / NSF—Humanities Panel, Washington, D.C. (closed), 11-3, 11-6 and 11-7-80

OTHER ITEMS OF INTEREST

68419 10-15-80 / Commerce—Renewal of Sea Grant Review Panel

68703 10-16-80 / CSA—Funding of the Center for Rural Affairs, Walthill, Nebraska, to carry out a two-year project of information dissemination, training, and monitoring of on-farm small-scale appropriate technologies based on work of previously CSA-funded Small Farm Energy Project

68899 10-16-80 / HHS/HRA—Grants for Predoctoral, Graduate, and Faculty Development Educational Programs in family medicine; guidelines; effective 10-16-80

68465 10-15-80 / HHS/NIH—Filing of annual committee reports with Library of Congress

68392 10-15-80 / HHS/PHS—Correction to grant-in-aid regulations published at 45 FR 12240, 2-25-80

[*See also* 45 FR 20096, 3-27-80]

68973 10-17-80 / HUD/CPD—Community development block grants; clarifications and changes to urban development action grant rules; congressional waiver request

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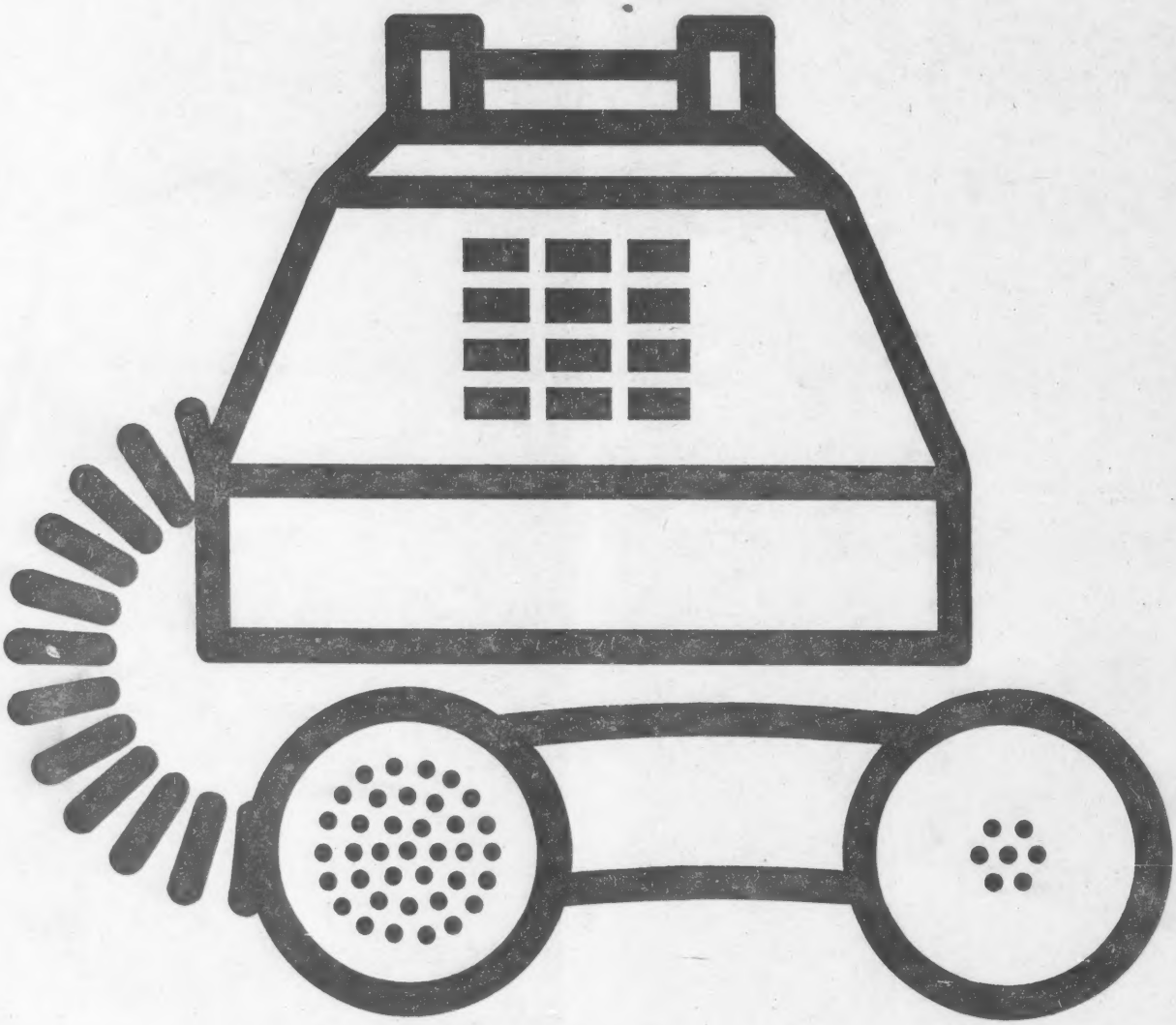
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